

Minutes - Board Meeting – 02/09/2011

Minutes of the meeting of the Board of Trustees of the Incorporated Village of Mineola held Wednesday, February 9, 2011 at Village Hall, 155 Washington Avenue, Mineola, New York 11501.

PRESENT: Mayor Lawrence A. Werther
Trustee Paul S. Cusato
Trustee Thomas F. Kennedy
Trustee Paul A. Pereira
Trustee Scott P. Strauss

ALSO PRESENT: Village Attorney, John M. Spellman
Village Clerk Joseph R. Scalero
Deputy Village Clerk Cora T. Kelly
Superintendent of Buildings Daniel B. Whalen

Press Observer: Rich Forestano, *Mineola American*
Rich Tedesco, *Williston Times*
Geoffrey Walter, *Patch .com*

Sunshine Observers: 20 Observers
Mayor Lawrence A. Werther called the Public Hearing to order at 6:35 PM.

A Public Hearing was held at 6:35 PM at the Village Hall, 155 Washington Avenue, Mineola, New York, 11501 in order to receive public comment upon the following:

APPLICATION OF CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS FOR A SPECIAL USE PERMIT, PURSUANT TO CHAPTER 30 OF THE CODE OF THE INCORPORATED VILLAGE OF MINEOLA, ENTITLED "ZONING", SECTION 30.31 ENTITLED "B-1 DISTRICTS" SUBSECTION (B) ENTITLED "SPECIAL USES", FOR THE ESTABLISHMENT OF A CHURCH UPON THE PROPERTY KNOWN AS 111 WILLIS AVENUE, MINEOLA, NEW YORK, KNOWN AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 420, LOTS 111, 315, AND 316.

3 Speakers addressed the Board

Resolution No. 20-11

Resolved to declare the application of Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints for a Special Use Permit at 111 Willis Avenue as an unlisted action under the State Environmental Quality Review Act (SEQRA).

Motioned by Trustee Paul A. Pereira
Seconded by Trustee Paul S. Cusato

Village Clerk Joseph R. Scalero polled the Board:

Vote:
Yes **No** **Abstain**
Trustee Paul A. Pereira
Trustee Thomas F. Kennedy
Trustee Scott P. Strauss
Trustee Paul S. Cusato
Mayor Lawrence A. Werther

Mayor Lawrence A. Werther requested a motion to close the hearing, reserve decision and refer the application to Nassau County Planning Commission Act.

Motioned by Trustee Thomas F. Kennedy
Seconded by Trustee Scott P. Strauss

Mayor Lawrence A. Werther
Trustee Paul S. Cusato
Trustee Thomas F. Kennedy
Trustee Paul A. Pereira
Trustee Scott P. Strauss

A Public Hearing was held at 7:50PM at the Village Hall, 155 Washington Avenue, Mineola, New York, 11501 in order to receive public comment upon the following:

APPLICATION OF ARTHUR SMYLES FOR THE EXPANSION OF A SPECIAL USE PERMIT, PURSUANT TO CHAPTER 30 OF THE CODE OF THE INCORPORATED VILLAGE OF MINEOLA, ENTITLED "ZONING", SECTION 30.31 ENTITLED "B-1 DISTRICTS", SUBSECTION (B) ENTITLED "SPECIAL USES" FOR THE RENOVATION/EXPANSION OF EXISTING DAY CARE FACILITY INTO ADJOINING TENANT SPACE UPON THE PROPERTY KNOWN AS 80 HERRICKS ROAD, MINEOLA, NEW YORK, KNOWN AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 672, LOT 20.

3 Speakers addressed the Board

Mayor Lawrence A. Werther requested a motion to adjourn the hearing to the 1st Public Hearing in April, pending the results from traffic and parking study.

Motioned by Trustee Paul A Pereira
Seconded by Trustee Scott P. Strauss

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Lawrence A. Werther		
Trustee Paul S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		
Trustee Scott P. Strauss		

Mayor Lawrence A. Werther called the Work Session to order at 9:00 PM.

PRESENT: Mayor Lawrence A. Werther
Trustee Paul S. Cusato
Trustee Thomas F. Kennedy
Trustee Paul A. Pereira
Trustee Scott P. Strauss

ALSO PRESENT: Village Attorney John M. Spellman
Village Clerk Joseph R. Scalero
Deputy Village Clerk Cora T. Kelly

Press Observer: Geoffrey Walter, *Patch .com*

Sunshine Observers: 3 Observers

Resolution No. 21-11

Resolved to approve bills and payroll.

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Paul A. Pereira

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Lawrence A. Werther		
Trustee Paul S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		
Trustee Scott P. Strauss		

Resolution No. 22-11

Resolved to approve a request from The Birchwood Court Owners, Inc. for use of the Community Center auditorium for their Shareholders Meeting Wednesday, February 23, 2011 from 7:00 PM to 9:00 PM.

Motioned by Trustee Paul A. Pereira
Seconded by Trustee Scott P. Strauss

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Lawrence A. Werther		
Trustee Paul S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		
Trustee Scott P. Strauss		

Resolution No. 23-11

Resolved to approve a request by Stephanica Catering to renew a permit to operate a catering truck in the Village of Mineola Monday – Friday from 7:00 AM until 2:00 PM.

Motioned by Trustee Thomas F. Kennedy
Seconded by Trustee Paul A. Pereira

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Lawrence A. Werther		
Trustee Paul S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		

Trustee Scott P. Strauss

Mayor Lawrence A. Werther requested a motion to go into Executive Session at 9:02 PM

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Paul A. Pereira

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Lawrence A. Werther		
Trustee Paul S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		
Trustee Scott P. Strauss		

Mayor Lawrence A. Werther requested a motion to come out of Executive Session at 9:07 PM.

Motioned by Trustee Paul S. Cusato
Seconded by Trustee Scott P. Strauss

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Lawrence A. Werther		
Trustee Paul S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		
Trustee Scott P. Strauss		

Mayor Lawrence A. Werther requested a motion to close the Work Session at 9:08 PM.

Motioned by Trustee Scott P. Strauss
Seconded by Trustee Thomas F. Kennedy

Vote:

<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Mayor Lawrence A. Werther		
Trustee Paul S. Cusato		
Trustee Thomas F. Kennedy		
Trustee Paul A. Pereira		
Trustee Scott P. Strauss		